

**SUPREME COURT MINUTES  
MONDAY, APRIL 28, 2008  
SAN FRANCISCO, CALIFORNIA**

**S031603****PEOPLE v. LEWIS II (JOHN  
IRVING)**

Opinion filed: Conviction affirmed, special circes reversed

We

- (1) vacate the lying-in-wait special circumstances as to the four murder victims;
- (2) reverse defendant's six convictions for simple kidnapping (counts 7, 12, 13, 17, 21, and 25);
- (3) modify the judgment to reflect a single sentence for conspiracy (count 27); and
- (4) order the sentences for the conspiracy conviction in count 27 and for the robbery convictions in counts 5, 8, 9, 15, 19, and 23 stayed. In all other respects, we affirm the judgment, including the sentence of death.

Opinion by: Kennard, J.

-----joined by: George, C. J., Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S158465****RUIZ (CAESAR CASTRO) ON  
H.C.**

Petition ordered withdrawn

Pursuant to written request of petitioner the above-entitled petition for writ of habeas corpus is ordered withdrawn.

**S159071****OSIO ON RESIGNATION**

Petition ordered withdrawn

Pursuant to written request of petitioner the above-entitled petition for resignation is ordered withdrawn.

**S012279****PEOPLE v. LUCAS (DAVID  
ALLEN)**

Extension of time granted

Good cause appearing, and based upon counsel Thomas Lundy's representation that he anticipates filing the appellant's reply brief by May 15, 2008, counsel's request for an extension of time in which to file that brief is granted to May 15, 2008. After that date, no further extension is contemplated.

**S049741****PEOPLE v. SUFF (WILLIAM  
LESTER)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Jeffrey J. Gale's representation that he anticipates filing the appellant's reply brief by early 2009, counsel's request for an extension of time in which to file that brief is granted to June 27, 2008. After that date, only four further extensions totaling about 210 additional days are contemplated.

**S157151**      D048654 Fourth Appellate District, Div. 1**L. (JOHN),  
CONSERVATORSHIP OF**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to June 6, 2008.

**S157341**      D049251 Fourth Appellate District, Div. 1**LEXIN (CATHY) v. S.C.  
(PEOPLE)**

Extension of time granted

On application of counsel for petitioners and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to July 28, 2008. No further extensions will be granted.

**S161831**      B188210 Second Appellate District, Div. 2**DOUDA (MILOS) v.  
CALIFORNIA COASTAL  
COMMISSION**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply to answer to petition for review is extended to May 2, 2008.

**S162341**      H031238 Sixth Appellate District**MENDIOLA (ROBERT) v.  
PEKIN (PATRICK****MICHAEL)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to May 9, 2008.

**S162647** H030272 Second Appellate District, Div. 6**SAN JOSE, CITY OF v.  
OPERATING ENGINEERS  
LOCAL UNION NO. 3**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to the petition for review is extended to June 6, 2008. The filing may be made by facsimile (415/865-7183) with the original and 13 copies of the answer to follow by mail.

**S158007** B190957 Second Appellate District, Div. 3**STEINHART (LORRAINE) v.  
COUNTY OF LOS ANGELES**

Permission to file amicus curiae brief granted

The application of Howard Jarvis Taxpayers Association for permission to file an amicus curiae brief in support of appellant is hereby granted. An answer thereto may be served and filed by any party within 20 days of the filing of the brief.

**S160709** B190205 Second Appellate District, Div. 2**PEOPLE v. NICHOLS  
(BRANDON CHARLES)**

Counsel appointment order filed

Upon request of appellant Lawrence Rendel Fuller for appointment of counsel, Charlotte E. Costan is hereby appointed to represent appellant on the appeal now pending in this court.

**S050583****PEOPLE v. HOWARD  
(DEMETRIUS CHARLES)**

Respondent's "application for leave to file respondent's supplemental brief that exceeds the word limit" is granted.

**S139133** A107711 First Appellate District, Div. 4**MIKLOSY (LES G.) v.  
REGENTS OF THE  
UNIVERSITY OF  
CALIFORNIA**

Order filed

Respondents' request for judicial notice, filed on July 27, 2006, and appellants' request for judicial notice, filed on November 15, 2006, are granted.

Amicus Loraine Johnson and amicus Whistlebusters.org's requests for judicial notice are denied.

**S140547**      A104828/A104830/A105388/A105391  
First Appellate District, Div. 5

**ENVIRONMENTAL  
PROTECTION  
INFORMATION CENTER v.  
CALIFORNIA DEPARTMENT  
OF FORESTRY & FIRE  
PROTECTION  
LUMBER COMPANY)**

**(PACIFIC**

Order filed

The Steelworkers' motion for judicial notice, filed on May 26, 2006, the California Association of Counties & League of Cities, motion and request for judicial notice, filed on October 2, 2006, and the Building Industry Association et al, request for judicial notice, filed on November 1, 2006, are all granted.

Pacific Lumber Company's motion to strike answer brief of petitioners EPIC and Sierra Club, filed on October 31, 2006, is denied.

**S157814**

**AVALOS, JR., (JORGE) ON  
H.C.**

Order filed

The order filed on April 23, 2008, denying the petition for writ of habeas corpus is amended to reflect the title above.

**S157865**

**AINTABLIAN (ARA) ON H.C.**

Order filed

The order filed on April 23, 2008, denying the petition for writ of habeas corpus is amended to reflect the title above.

**S161957**      A115240 First Appellate District, Div. 3

**NUANES (ROSALIE) v.  
INSIGNIA FINANCIAL  
GROUP, INC./(BEROL)**

Order filed

On application of respondents for permission to file a joint answer to the petition for review is hereby granted.

**S162895**

**WASHINGTON (RODERICK)  
v. SUPREME COURT OF  
CALIFORNIA (PEOPLE)**

Vexatious litigant application granted

The application of petitioner for leave to file the petition for writ of mandate is hereby granted.

**S162969**

**MARSH ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of KIMBERLY A. MARSH, State Bar No. 181952, as a member of the State Bar of California is accepted.

**S162971**

**MORRIS ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of EDITH L. MORRIS, State Bar No. 176979, as a member of the State Bar of California is accepted.

**S162973**

**NELSON ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of HARRY D. NELSON, State Bar No. 182046, as a member of the State Bar of California is accepted.

**S162975**

**PACKARD ON  
RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of CAROLE LEROQUE PACKARD, State Bar No. 60388, as a member of the State Bar of California is accepted.

**S162976**

**PINELLI ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of JAMES R. PINELLI, State Bar No. 43934, as a member of the State Bar of California is accepted.

**S162978****ROBERTSON ON  
RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of DAVID A. ROBERTSON, State Bar No. 145068, as a member of the State Bar of California is accepted.

**S162981****VEGA ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of RICHARD MARTIN VEGA, State Bar No. 41608, as a member of the State Bar of California is accepted.

**S162983****WALL ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of JOHN WILLIAM WALL, State Bar No. 56196, as a member of the State Bar of California is accepted.

**S162984****WROE ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of EDWARD FOXWELL WROE, State Bar No. 58693, as a member of the State Bar of California is accepted.

**S162985****BIGLER ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of JOHN CHESTER BIGLER, State Bar No. 60586, as a member of the State Bar of California is accepted.

**S162986****BURKE ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of MELISSA A. BURKE, State Bar No. 202196, as a member of the State Bar of California is accepted.

**S162988****BURRIS ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of J. STEVEN BURRIS, State Bar No. 46581, as a member of the State Bar of California is accepted.

**S162991****CHRISTIANSON ON  
RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of MARGARET J. CHRISTIANSON, State Bar No. 178269, as a member of the State Bar of California is accepted.

**S162992****COLTON ON RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of DOUGLAS JAY COLTON, State Bar No. 53323, as a member of the State Bar of California is accepted.

**S162994****CROGHAN ON  
RESIGNATION**

Voluntary resignation accepted

The voluntary resignation of TERRILL LEE CROGHAN, State Bar No. 64896, as a member of the State Bar of California is accepted.

**BAR MISC. 4186    IN THE MATTER OF THE APPLICATION OF THE COMMITTEE  
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA  
FOR ADMISSION OF ATTORNEYS (MOTION NO. 815)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)